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7 **UNITED STATES DISTRICT COURT**

8 **FOR THE DISTRICT OF ARIZONA**

9

10 United States of America,
11 Plaintiff,

Case No: 3:22-cr-08092-SMB

12 vs.

13 **DETERMINATION OF COUNSEL**

14

15 Samuel Rappylee Bateman, et al.,

16 Defendants.

17

18 The undersigned defense counsel respectfully requests a hearing to determine defense
19 counsel of record in the above captioned matter. On May 9, 2024, Defendant, Samuel
20 Rappylee Bateman, expressed a desire to terminate the undersigned as counsel of record.
21 However, the undersigned remains ready, willing, and able to perform as previously appointed.
22 Hence, the undersigned requests that the Court schedule a hearing, ex parte and under seal, to
23 determine whether Defendant is entitled to new counsel.

24

25 Defendant's sentencing hearing is currently set for July 15, 2024, at 3:30 p.m.

26 The United States takes no position of this Motion.

27 Excludable delay under 18 U.S.C. § 3161(h)(1)(D) may occur as a result of this motion
28 or an order based thereon.

29 RESPECTFULLY SUBMITTED this 10th day of May 2024.

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2 MYLES A. SCHNEIDER & ASSOC., LTD.
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4 /s/Myles A. Schneider
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6 MYLES A. SCHNEIDER (AZ Bar No.:028436)
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20 **Attorney for Defendant**
21 **Samuel Rappylee Bateman**
22

23 **CERTIFICATE OF SERVICE**
24

25 I hereby certify that on May 10th, 2024, I electronically transmitted the attached
26 document to the Clerk's Office and transmittal of a Notice of Electronic Filing to the following
27 CM/ECF registrant: Myles Schneider
28

29 /s/ Myles A. Schneider
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